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10 **IN THE UNITED STATES DISTRICT COURT**
11 **FOR THE DISTRICT OF NEVADA**
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13 JOHN LaPOINTE,

CASE NO. 3:08-cv-225-LRH-RAM

14 Plaintiff,

15 vs.

STIPULATION TO AMEND ANSWER
TO COMPLAINT, CROSS CLAIM AND
COUNTERCLAIM FOR
INTERPLEADER [F.R.Civ.P. 15(a)]
AND ORDER

16 THE ELECTRICAL WORKERS PENSION
17 TRUST FOR NORTHERN NEVADA;
18 THE TRUSTEES of the ELECTRICAL
19 WORKERS PENSION TRUST FOR
20 NORTHERN NEVADA, FRAN McDERMOTT,
MATT FRAZER, ROBERT MUELLER,
STEVEN COMBS, RAOUL DOUCETTE and
JOHN SEYMOUR; and DOES 1-100

COMPLAINT FILED: 04/28/08

21 Defendants.
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23 THE TRUSTEES of the ELECTRICAL
24 WORKERS PENSION TRUST FOR
25 NORTHERN NEVADA, FRAN McDERMOTT,
MATT FRAZER, ROBERT MUELLER,
STEVEN COMBS, RAOUL DOUCETTE and
JOHN SEYMOUR,

26 Defendants, Counterclaimants,
27 And Cross-Claimants

28 LaPointe v. Trustees – Stipulation to Amend – Case No. 3:08-cv-225 LRH-RAM

1 vs.

2 JOHN P. BYRNE, JAMES LEONARD, TED
3 HERZCHEL, and GENE MOWREY, individually
4 and as class representatives,
Cross-Defendants

5 The parties hereto, Defendants, Counterclaimants, and Cross-Claimants THE
6 ELECTRICAL WORKERS PENSION TRUST FOR NORTHERN NEVADA; THE
7 TRUSTEES of the ELECTRICAL WORKERS PENSION TRUST FOR NORTHERN
8 NEVADA, FRAN McDERMOTT, MATT FRAZER, ROBERT MUELLER, STEVEN
9 COMBS, RAOUL DOUCETTE and JOHN SEYMOUR and Plaintiff/Counter-defendant JOHN
10 LAPOINTE having answered the Counter-claim heretofore filed, through their respective
11 counsel, hereby stipulate that Defendants may amend their answer and counter-claim.

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13 DATED: July 9, 2008

/s/ Mark H. Lipton
MARK H. LIPTON, ESQ.

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15 DATED: July 8, 2008

/s/ Nathan Jenkins, Esq.
NATHAN JENKINS, ESQ.

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17 **IT IS SO ORDERED**

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19 DATED this 10th day of July, 2008.

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22 LARRY R. HICKS
23 UNITED STATES DISTRICT JUDGE
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